

REMARKS

Reconsideration is requested.

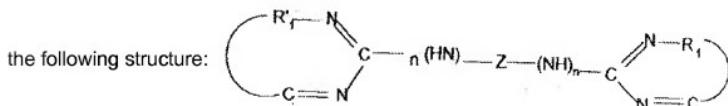
Claims 53-55 and 58-69 are pending.

Claim 55 has been canceled, without prejudice, to make moot the Section 112, first paragraph, rejection of same. Entry of the Amendment is requested to remove this ground of rejection.

Claim 58 has been revised with regard to the claim dependency in view of the cancellation of claim 55.

Claims 53 and 60 have also been revised, without prejudice, to obviate the Section 112, second paragraph, rejection of claims 53-55 and 58-69. Entry of the Amendment and withdrawal of the rejection are requested.

Claim 53 has been further revised in the definition of R₂ and R₃ and/or R'₂ and R'₃ to be consistent with the similar definition of original claim 1 and subsequently added claim 29 (see Amendment filed April 25, 2005), as well as page 3, lines 1-3 of the specification. The unamended recitation is believed to have been introduced in the Amendment of September 4, 2009 when dependent claim 53 was rewritten in independent form. The above-amended passage has not been previously objected-to. The applicants submit that the claimed recitations read on compounds such as having



No new matter has been added. Entry of the Amendment is requested.

VIAL et al.
Appl. No. 10/521,329
Atty. Ref.: 2350-102
Amendment After Final Rejection
June 24, 2010

The indication that claims 53, 54 and 58-69 contain allowable subject matter is acknowledged, with appreciation. See page 7 of the Office Action dated December 24, 2010. Entry of the present Amendment will obviate or make moot the remaining rejections. Entry of the present Amendment and a Notice of Allowance are requested. The Examiner is requested to contact the undersigned, preferably by telephone, in the event anything further is required.

Respectfully submitted,

NIXON & VANDERHYE P.C.

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